



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James A. STOB

Application. No.: 09/585,812 Examiner: George C. NEURAUTER, Jr.

Filed: May 19, 2000 Group Art Unit: 2143

Title (as amended): **METHOD FOR PROVIDING INFORMATION ABOUT A SITE TO A NETWORK CATALOGER**

[Title was previously changed from WEBSITE MANAGEMENT]

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. §§ 1.131 AND 1.68

I, James A. Stob, hereby declare and say:

1. I am the sole and first inventor of the subject matter of United States patent application 09/585,812 (the "Application"), which claims the benefit of United States provisional application 60/135,370, filed on May 21, 1999 (the "Provisional Application").

2. I conceived of the subject matter of the Application prior to May 11, 1999, ("Conception") and reduced the subject matter of the Application to practice prior to May 11, 1999 ("Reduction").

3. Conception and Reduction prior to May 11, 1999, included Conception and Reduction of at least the following patentable features ("Patentable Features"):

- a. A website management method for managing a website's visibility on the Internet, comprising the steps of: retrieving at least one file name; determining if the file name is to be submitted to at least one Internet cataloging engine, and submitting an acceptable uniform resource locator containing the file name to each of the at least one Internet cataloging engines, each submission being made in accordance with a set of rules associated with the corresponding Internet cataloging engine.¹
- b. A website management method for managing a website's visibility on the Internet, comprising the steps of: retrieving at least one file name; creating an acceptable uniform resource locator by combining the file name with a protocol and a domain name; and submitting the acceptable uniform resource locator containing the file name to each of at least one Internet cataloging engines, each submission being made in accordance with a set of rules associated with the corresponding Internet cataloging engine.²
- c. Computer executable software code stored on a computer readable medium, the code for managing a website's files for submission to at least one Internet cataloging engine, comprising: code for retrieving at least one file name; code for determining if the file name is to be submitted to the at least one Internet cataloging engine; and code for submitting an acceptable uniform resource locator containing the file name to each of the at least one Internet cataloging engines,

¹ See claim 1 of the Application.

² See claim 25 of the Application.

each submission being made in accordance with a set of rules associated with the corresponding Internet cataloging engine.³

- d. Computer executable software code stored on a computer readable medium, the code for managing a website's files for submission to at least one Internet cataloging engine, comprising: code for retrieving at least one file name; code for creating an acceptable uniform resource locator by combining the file name with a protocol and a domain name; and code for submitting the acceptable uniform resource locator to each of the at least one Internet cataloging engines, each submission being made in accordance with a set of rules associated with the corresponding Internet cataloging engine.⁴
- e. A method for providing information about a site to a network cataloger, comprising: retrieving at least one file name; determining if the at least one file name is to be submitted to the network cataloger; identifying a set of submission rules associated with the network cataloger; creating a uniform resource locator from the at least one file name; and submitting the uniform resource locator to the network cataloger in accordance with the set of submission rules.⁵

4. I am the Chief Executive Officer of Position Technologies, Inc. ("Position Tech"), which is the exclusive owner and the registrant of the domain name POSITIONPRO.COM, registered on December 21, 1998. See the domain name registration information, attached as Exhibit "A".

³ See claim 26 of the Application.

⁴ See claim 27 of the Application.

⁵ See claim 28 of the Application.

5. Position Technologies, Inc. began hosting operable embodiment(s) of the Patentable Features, as described above, on the website POSITIONPRO.COM by no later than December 28, 1998. On December 28, 1998, I sent an email message to Brian Longest, Esq. (who is the patent attorney who filed my provisional application) containing a link to my website at POSITIONPRO.COM on which resided operating software performing the method that is the embodiment of the Patentable Features. Without waiving my rights to the protections of the attorney client privilege, I submit a redacted version of the email communication evidencing the date of the communication, to whom it was addressed and the links. See Exhibit B.

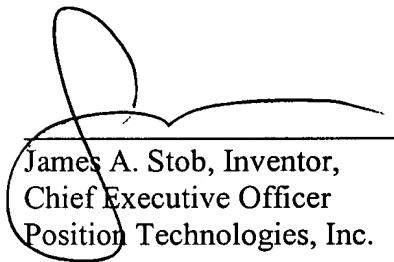
6. The screenshot drawings of the Application as filed further demonstrate that Conception and Reduction of the subject matter of the Application occurred prior to May 11, 1999:

- a. Figure 10 demonstrates Conception and Reduction by April 24, 1999. See Exhibit "C".
- b. Figure 16 demonstrates Conception and Reduction by May 9, 1999. See Exhibit "D".
- c. Figure 17 demonstrates Conception and Reduction by May 6, 1999. See Exhibit "E".
- d. Figure 18 demonstrates Conception and Reduction by April 7, 1999. See Exhibit "F".
- e. Figure 26 demonstrates Conception and Reduction by March 24, 1999. See Exhibit "G".
- f. Figure 27 demonstrates Conception and Reduction by March 24, 1999. See Exhibit "H".

g. Figure 28 demonstrates Conception and Reduction by March 24, 1999. See Exhibit "I".

h. Figure 29 demonstrates Conception and Reduction by March 24, 1999. See Exhibit "J".

7. I acknowledge that willfully false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. § 1001) and may jeopardize the validity of the Application or any patent issuing thereon. All statements made herein of my own knowledge are true and any statements made upon information and belief are believed to be true.



James A. Stob, Inventor,
Chief Executive Officer
Position Technologies, Inc.

10/19/04
Date



RECEIVED
OCT 28 2004
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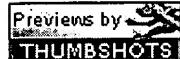
EXHIBIT A

DMOZ	1 listings
Y! Directory:	see listings
Secure:	No
E-commerce:	No
Traffic Ranking:	3
Data as of:	26-May-2004

Is the name you want here

When you register a domain name, current policies require that the contact information for your domain name registration be included in a public database known as WHOIS. To learn about actions you can take to protect your WHOIS information visit www.internetprivacyadvocate.org.

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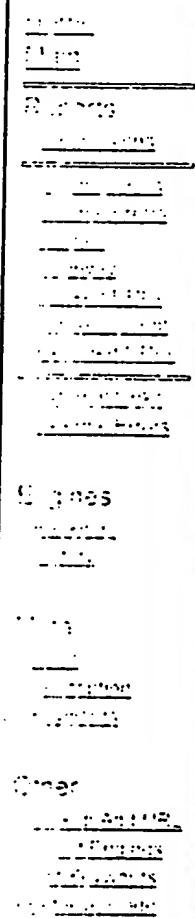
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EXHIBIT B

EXHIBIT C

POSITION PRO

Search Engine and Site Management



Framed Pages - 5

1 thru 5 of 5 URLs

Framed URLs

	Last crawled	Frameset
http://www.tahoevacationguide.com/Groups/photogallery.html	24-Apr-99	Yes 1
http://www.tahoevacationguide.com/Activities/transroadconditions.html	24-Apr-99	Yes 1
http://www.tahoevacationguide.com/roadconditions.html	24-Apr-99	Yes 1
http://www.tahoevacationguide.com/weather.html	24-Apr-99	Yes 1
http://www.tahoevacationguide.com/slideshow.html	24-Apr-99	Yes 1

EXHIBIT D

POSITION

PRO

Search Engine and Site Management

SEARCH
HOME
REPORTS
HELP
LOGOUT

REPORTS
HOME
LOGOUT

Tahoe's site report as of 12-May-99

Our spidering shows <http://www.tahoevacationguide.com> contains 403 links/URLs

Of the search engines queried, <http://www.tahoevacationguide.com> has 1 listing(s) in the engines top 10 and 13 listing(s) in the 11-20 category as of 09-May-99

Engines searched and number of rankings

Engine	First 10	11 - 20
AltaVista	0	1
AOL Netfind	0	2
Excite	0	2
Hotbot	0	0
Infoseek	0	0
Lycos	0	0
MSN Search	0	4
Webcrawler	1	4

Ranking for Keywords and Phrases

Keyword/Phrase	Total Listings
lake tahoe	4 listing(s)
lake tahoe accommodations	1 listing(s)
lake tahoe lodging	2 listing(s)
lake tahoe vacation	3 listing(s)
lake tahoe vacation rentals	0 listing(s)
tahoe	4 listing(s)

Rankings by Keywords as of 09-May-99

Keyword/Phrase	Engine	URL
lake tahoe	AOL	http://www.tahoevacationguide.com/
lake tahoe	Excite	http://www.tahoevacationguide.com/
lake tahoe	MSN	http://www.tahoevacationguide.com/sitemap.html
lake tahoe	Webcrawler	http://www.tahoevacationguide.com/
lake tahoe accommodations	Webcrawler	http://www.tahoevacationguide.com/
lake tahoe lodging	MSN	http://www.tahoevacationguide.com/
lake tahoe lodging	Webcrawler	http://www.tahoevacationguide.com/
lake tahoe vacation	Altavista	http://www.tahoevacationguide.com/LTRB/Homes/3689S
lake tahoe vacation	MSN	http://www.tahoevacationguide.com/contactus.html
lake tahoe vacation	Webcrawler	http://www.tahoevacationguide.com/

EXHIBIT E

POSITION PRO

Search Engine and Site Management

Webcrawler ranking History			
Lake tahoe			
Date	Page	URL	Info
05/06/1999	1	http://www.tahoevacationguide.com/	Info
05/09/1999	1	http://www.tahoevacationguide.com/	Info
Lake tahoe accommodations			
Date	Page	URL	Info
05/06/1999	2	http://www.tahoevacationguide.com/	Info
05/09/1999	2	http://www.tahoevacationguide.com/	Info
Lake tahoe lodging			
Date	Page	URL	Info
05/06/1999	2	http://www.tahoevacationguide.com/	Info
05/09/1999	2	http://www.tahoevacationguide.com/	Info
Lake tahoe vacation			
Date	Page	URL	Info
05/06/1999	2	http://www.tahoevacationguide.com/	Info
05/09/1999	2	http://www.tahoevacationguide.com/	Info
Vacation			
Date	Page	URL	Info
05/06/1999	2	http://www.tahoevacationguide.com/	Info
05/09/1999	2	http://www.tahoevacationguide.com/	Info

EXHIBIT F

POSITION

PRO

Search Engine and Site Management

Search Engine Ranking History									
Combined listing (for all keywords/phrases) within the first two pages of the engine									
Run Date	Altavista	AOL	Excite	Hotbot	Infoseek	Lycos	MSN	WebCrawler	Yellow Pages
Apr/07/99	1	0	0	0	0	0	1	0	
Apr/09/99	2	0	0	0	0	0	1	0	
Apr/10/99	2	0	0	0	0	0	1	0	
Apr/11/99	2	0	0	0	0	0	1	0	
Apr/13/99	2	0	0	0	0	0	1	0	
Apr/15/99	2	0	0	0	0	0	1	0	
Apr/18/99	2	0	0	0	0	0	1	0	
Apr/20/99	1	2	0	0	0	0	3	0	
Apr/23/99	1	2	1	0	0	0	3	0	
Apr/26/99	1	2	0	0	0	0	4	0	
Apr/30/99	1	2	0	0	0	0	3	0	
May/03/99	1	2	1	0	0	0	0	0	
May/06/99	1	2	1	0	0	0	4	5	
May/09/99	1	2	2	0	0	0	4	5	

EXHIBIT G

POSITION

PRO

Search Engine and Site Management

1968
1969
1970

2001 Log

Page Address: <http://www.tahoevacationguide.com/Groups/amenitiesandrates.html>

Optimized

This page is scheduled to be submitted to the following parties: [REDACTED]

Alta Vista Excite Hotbot Lycos Infoseek Webcrawlers

Complete engine/optimized changes

Page Details

Date found: 1999-03-24 00:00:00

Last crawled: 1999-04-24 00:00:00

**Title: Echo Creek Mountain Ranch Rental Property Ideal For Corporate And Group
Retreats Family Reunions Weddings At Lake Tahoe**

Meta Description: Private 16-acre estate located in South Lake Tahoe. Beautiful 4,000 sq. ft. log home, 5+ bedrooms, 3 bathrooms and sleeps up to 24 people. Surrounded by a national forest with a creek flowing through the property. Complete description, photos and rates. C

Meta Keywords: group retreats, corporate retreats, family reunions, weddings, lodging, accommodations, vacation rentals, vacation homes, vacation condos, cabins, cottages, Lake Tahoe Vacation Guide, Where To Stay, Where To Play, Tahoe Keys Resort, Lake Tahoe Reservation Bureau, BeachWo

Doorway Page: No

View: Referring Page details

URLs found from this page:

Submit history:

1999-04-08 00:00:00 Infoseek
1999-04-02 00:00:00 Webcrawler
1999-04-02 00:00:00 Lycos
1999-04-02 00:00:00 Hotbot
1999-04-04 00:00:00 Altavista
1999-04-02 00:00:00 Infoseek
1999-04-15 00:00:00 Altavista
1999-04-02 00:00:00 Excite

EXHIBIT H

POSITION

PRO

Search Engine and Site Management

Changes acknowledged
Page Address:
<http://www.tahoevacationguide.com/Groups/amenitiesandrates.html>

Optimized

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Alta Vista Excite Hotbot Lycos Infoseek Webcrawlers

Complete engine/optimized changes

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Date found: 1999-03-24 00:00:00

Last crawled: 1999-04-24 00:00:00

**Title: Echo Creek Mountain Ranch Rental Property Ideal For Corporate And Group
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Doorway Page: No

View: Referring Page details

URLs found from this page:

Submit history:

1999-04-08 00:00:00 Infoseek
1999-04-02 00:00:00 Webcrawler
1999-04-02 00:00:00 Lycos
1999-04-02 00:00:00 Hotbot
1999-04-04 00:00:00 Altavista
1999-04-02 00:00:00 Infoseek
1999-04-15 00:00:00 Altavista
1999-04-02 00:00:00 Excite

EXHIBIT I

POSITION

PRO

Search Engine and Site Management

Reports

- [Report 1](#)
- [Report 2](#)
- [Report 3](#)
- [Report 4](#)
- [Report 5](#)
- [Report 6](#)
- [Report 7](#)
- [Report 8](#)
- [Report 9](#)
- [Report 10](#)
- [Report 11](#)
- [Report 12](#)
- [Report 13](#)
- [Report 14](#)
- [Report 15](#)
- [Report 16](#)
- [Report 17](#)
- [Report 18](#)
- [Report 19](#)
- [Report 20](#)
- [Report 21](#)
- [Report 22](#)
- [Report 23](#)
- [Report 24](#)
- [Report 25](#)
- [Report 26](#)
- [Report 27](#)
- [Report 28](#)
- [Report 29](#)
- [Report 30](#)
- [Report 31](#)
- [Report 32](#)
- [Report 33](#)
- [Report 34](#)
- [Report 35](#)
- [Report 36](#)
- [Report 37](#)
- [Report 38](#)
- [Report 39](#)
- [Report 40](#)
- [Report 41](#)
- [Report 42](#)
- [Report 43](#)
- [Report 44](#)
- [Report 45](#)
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- [Report 72](#)
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- [Report 80](#)
- [Report 81](#)
- [Report 82](#)
- [Report 83](#)
- [Report 84](#)
- [Report 85](#)
- [Report 86](#)
- [Report 87](#)
- [Report 88](#)
- [Report 89](#)
- [Report 90](#)
- [Report 91](#)
- [Report 92](#)
- [Report 93](#)
- [Report 94](#)
- [Report 95](#)
- [Report 96](#)
- [Report 97](#)
- [Report 98](#)
- [Report 99](#)
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Engines
1000000
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Page Address: <http://www.tahoevacationguide.com/Groups/echocreekranch.html>

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This page is scheduled to be submitted to the following journal or conference:

Alta Vista Excite Hotbot Lycos Infoseek Webcrawlers

Complete engine/Optimized changes

Page 22 of 22

Date found: 1999-03-24 00:00:00

Last crawled: 1999-04-31 00:00:00

Title: Echo Creek Mountain Ranch Rental Property Ideal For Corporate And Group Retreats Family Reunions Weddings At Lake Tahoe

Meta Description: Private 16-acre estate located in South Lake Tahoe. Beautiful 4,000 sq. ft. log home, 5+ bedrooms, 3 bathrooms and sleeps up to 24 people. Surrounded by a national forest with a creek flowing through the property. Complete description, photos and rates. C

Meta Keywords: group retreats, corporate retreats, family reunions, weddings, lodging, accommodations, vacation rentals, vacation homes, vacation condos, cabins, cottages, Lake Tahoe Vacation Guide, Where To Stay, Where To Play, Tahoe Keys Resort, Lake Tahoe Reservation Bureau BeachWo

Doorway Page: No

View: Referring Page details

URLs found from this page:

<http://www.tahoevacationguide.com/Groups/photogallery.html>
<http://www.tahoevacationguide.com/Groups/phototour.html>
<http://www.tahoevacationguide.com/Groups/amenitiesandrates.html>
<http://www.tahoevacationguide.com/Groups/askquestions.html>
<http://www.tahoevacationguide.com/Groups/reserveranch.html>

Submit history:

1999-04-18 00:00:00 Infoseek
1999-04-06 00:00:00 Infoseek
1999-04-06 00:00:00 Lycos
1999-04-30 00:00:00 Lycos
1999-04-30 00:00:00 Hotbot
1999-04-21 00:00:00 Hotbot

EXHIBIT J

POSITION PRO

Search Engine and Site Management

Home
Help
Reports
Search Engine
Search Results
Search Logos
Search Images
Search News
Search Directories
Search Archives

Keywords
Advanced
Search
Search
Search
Search
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Page Address: <http://www.tahoevacationguide.com/slideshow.html>

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This page is scheduled to be submitted to the following search engines:

Alta Vista Excite Hotbot Lycos Infoseek Webcrawlers

Complete engine/Optimized changes

Page Detail

Date found: 1999-03-24 00:00:00 Last crawled: 1999-04-24 00:00:00

Title: Lake Tahoe Vacation Guide Slide Show

Meta Description: Lake Tahoe Vacation Guide slide show. View over 35 breathtaking photos of Lake Tahoe during the winter and summer, including awesome pictures of skiing, watersports, and major points of interest. A complete Lake Tahoe Vacation Guide—Where To Stay & Whe

Meta Keywords: Lake Tahoe, lodging, accommodations, vacation rentals, vacation homes, vacation condos, cabins, cottages, Lake Tahoe Vacation Guide, Where To Stay, Where To Play, Tahoe Keys Resort, Lake Tahoe Reservation Bureau, BeachWorks, <http://www.tahoevacationguide.com>, <http://www>

Doorway Page: No

View: Referring Page details

URLs found from this page:

<http://www.tahoevacationguide.com/weatherheader.html>
<http://www.tahoevacationguide.com/weathernavbar.html>
<http://www.tahoevacationguide.com/Slides/slide1.html>

Submit history:

1999-04-23 00:00:00 Infoseek
1999-04-21 00:00:00 Lycos
1999-04-21 00:00:00 Hotbot

Figure 29